

IN THE UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF ALABAMA  
WESTERN DIVISION

JIMMY TWILLEY, Jr., )  
                          )  
Plaintiff,            )  
                          )  
vs.                    )           CV 04-PWG-3166-W  
                          )  
GOVERNOR BOB RILEY, *et al.*, )  
                          )  
Defendants.           )

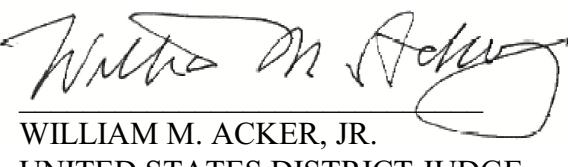
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MEMORANDUM OF OPINION

The magistrate judge filed a report and recommendation on October 17, 2005, recommending that this action be dismissed for failing to state a claim upon which relief can be granted and for seeking monetary relief from defendants who are immune from such relief, pursuant to 28 U.S.C. § 1915A(b)(1) and (2). No objections have been filed.

Having carefully reviewed and considered *de novo* all the materials in the court file, including the report and recommendation, the Court is of the opinion that the magistrate judge's report is due to be and is hereby ADOPTED and the recommendation is ACCEPTED. Accordingly, the complaint is due to be dismissed for failing to state a claim upon which relief can be granted and for seeking monetary relief from defendants who are immune from such relief, pursuant to 28 U.S.C. § 1915A(b)(1) and (2). A Final Judgment will be entered.

DATED this 5th day of December, 2005.



WILLIAM M. ACKER, JR.  
UNITED STATES DISTRICT JUDGE

